

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Alain MOUSSY et al.
Title: 2-AMINOARYLOXAZOLE
COMPOUNDS AS TYROSINE
KINASE INHIBITORS
Appl. No.: 10/576,267
Filing Date: 04/23/2006
Patent No.: 7,718,676
Grant Date: 05/18/2010
Examiner: Golam M. Shameem
Art Unit: 1626
Confirmation Number: 4376

**REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT FOR
PATENT UNDER 37 C.F.R. §1.705(d)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants have calculated PTA for the captioned patent and have determined that the patent is entitled to 765 days of Patent Term Adjustment, as shown on the attached sheet, which shows the relevant delays under 37 CFR §§1.702, 1.703 and 1.704:

(a) Total PTO delay: 843 days

(b) Total Applicant delay: 78 days

Final PTA Determination under 37 CFR §1.703(f): 765 days

In accordance with 1.705(b)(2)(ii), the relevant dates as specified in §§1.703(a) through (e) for which an adjustment is sought and the adjustment as specified in § 1.703(f) to which the patent is entitled are clearly represented in the attached PTA Calculation.

The relevant dates where the applicant is not in agreement with the PTO's determination are discussed in more detail below.

The Patent Office has calculated 389 days under the "B" delay. However, the U.S. national stage for the present application commenced on April 23, 2006, and the date that is 3 years from the national stage commencement date is April 23, 2009. The number of days between April 23, 2009, and the patent issue date of May 18, 2010 is 390. Thus, the total PTA for the present patent should be 765 days.

In accordance with §1.705(b)(2)(iv)(A), the circumstances during the prosecution of the application resulting in the patent that constitute a failure to engage in reasonable efforts to conclude processing or examination of such application as set forth in § 1.704 are clearly represented in the attached PTA Calculation.

Applicants therefore respectfully request that the patent be accorded 765 days PTA.

A credit card payment form in the amount of \$200.00 to cover the fee stated in 37 C.F.R. § 1.18(e) is enclosed for this request.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. § 1.705, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date 12-Jul-2010

By /Rouget F. Henschel/

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Patent Term Adjustment Calculation System

Add a new event to this case

Docket Number: 065691-0440
 Application Number: 10/576267
 Patent Number: N/A

CLOSE WINDOW	Event Description	Event Date	Days from Filing	PTO Days	Applicant Days
Edit Delete	PRIORITY DATE	10/23/2003	-913		
Edit Delete	INTERNATIONAL FILING DATE	10/22/2004	-548		
Edit Delete	NATIONAL STAGE ENTRY (All 371(c) & (f) Requirements Met)	04/23/2006	0		
	PCT NATIONAL STAGE COMMENCEMENT DATE	04/23/2006	0		
	14 month From Application date	06/23/2007	426		
Edit Delete	RESTRICTION REQUIREMENT	09/18/2008	879	453	
	RESTRICTION REQUIREMENT + 3 months	12/18/2008	970		
Edit Delete	RESTRICTION REQUIREMENT RESPONSE RECEIVED AT PTO	01/16/2009	999		29
Edit Delete	Non-Final Office Action	02/06/2009	1,020		
	3 Year Period Starts	04/23/2009	1,096		
Edit Delete	Non-Final Office Action Rsp. Rcv'd at PTO	05/06/2009	1,109		
	Non-Final Office Action + 3 months	05/06/2009	1,109		
Edit Delete	Notice of Non-Compliance	06/12/2009	1,146		
Edit Delete	Non-Final Office Action Rsp. Rcv'd at PTO	06/23/2009	1,157		(48),(48) 48
Edit Delete	Non-Final Office Action	08/26/2009	1,221		
	Non-Final Office Action + 3 months	11/26/2009	1,313		
Edit Delete	Non-Final Office Action Rsp. Rcv'd at PTO	11/27/2009	1,314		1
Edit Delete	Notice of Allowance	01/15/2010	1,363		
Edit Delete	Issue Fee Paid	03/30/2010	1,437		
Edit Delete	Patent Grant Date	05/18/2010	1,486	390	
Totals:				843	78
PTA:					765

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Version: 3.02.08

LOGIN: Christine Arthur

IP: 10.14.52.171

Foley & Lardner LLP